

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

**SEOUL SEMICONDUCTOR CO., LTD.
and SEOUL VIOSYS CO., LTD.**

Plaintiffs,

v.

FRY'S ELECTRONICS, INC.

Defendant.

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CIVIL ACTION NO. 18-cv-00386

JOINT CLAIM CONSTRUCTION AND PREHEARING STATEMENT

Pursuant to P.R. 4-3 and the Third Amended Docket Control Order (Dkt. 38), the parties hereby submit their Joint Claim Construction and Prehearing Statement.

(a)(1) Agreed Claim Constructions

The parties' agree on the following claim constructions:

No.	Claim Term / Phrase / Clause	Agreed Construction
1.	"quantum dot layer" (U.S. Pat. No. 6,942,731, asserted claims 1 and 9)	"layer containing nanoscale islands of semiconductor material that are small enough to exhibit quantum mechanical properties"
2.	"interrupting growth" (U.S. Pat. No. 6,942,731, asserted claims 1 and 9)	"pausing between semiconductor growth steps"
3.	"coherent quantum dots" (U.S. Pat. No. 6,942,731, asserted claims 1 and 9)	"nanoscale islands of semiconductor material that are relatively free of defects and small enough to exhibit quantum mechanical properties"

No.	Claim Term / Phrase / Clause	Agreed Construction
4.	“sequentially forming an N-type semiconductor layer, active layer, and P-type semiconductor layer on a substrate” (U.S. Pat. No. 7,951,626, asserted claim 9)	“an N-type semiconductor layer on a substrate, an active layer, and a P-type semiconductor layer are deposited in that order on a substrate”
5.	“lead frame” (U.S. Pat. No. 8,829,552, asserted claims 1, 3, 8, and 12)	“one or more metallic structures used for mounting an LED chip and for connecting the LED chip to apply external power”
6.	“a reflection pattern” (U.S. Pat. No. 9,530,939, asserted claims 1, 2, and 3)	“a pattern configured to reflect light generated in the active layer”
7.	“a phosphor member” (U.S. Pat. No. 9,577,157, asserted claims 1, 4, 10, and 11)	“a structural element comprising or containing phosphor”
8.	“a multi-quantum well structure” (U.S. Pat. No. 9,716,210, asserted claims 1, 3, 4, 9, and 14)	“an active region comprised of multiple light emitting layers separated by barrier layers”
9.	“a barrier layer” (U.S. Pat. No. 9,716,210, asserted claims 1, 3, 4, 9, and 14)	“a layer having a wider bandgap than an adjacent quantum well layer”
10.	“an electron blocking layer” (U.S. Pat. No. 9,799,800, asserted claims 1, 3, and 5)	“a layer that impedes the direct flow of electrons from the p-type semiconductor layer to the active layer”

(a)(2) Disputed Claim Constructions

There are no disputed claim terms, phrases, or clauses that require construction.

(a)(3)-(a)(4) Claim Construction Hearing and Witness Testimony

The parties do not believe a claim construction hearing is necessary and respectfully request that the Court cancel the hearing set for June 26, 2019 before Magistrate Judge Payne.

(a)(5) Other Issues

None.

Dated: May 15, 2019

Respectfully submitted,

/s/ Michael B. Eisenberg

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on May 15, 2019. Any other counsel of record will be served by facsimile transmission and/or first-class mail.

/s/ Michael B. Eisenberg
Michael B. Eisenberg